

Diet Drug Litigation  
**Seventh Amendment Fund Administrator**  
P.O. Box 30  
Philadelphia, Pennsylvania 19105-0030  
Telephone: (800) 481-7947  
Facsimile: (215) 320-2004

January 27, 2006

***Re: In Re: Diet Drugs Litigation, Seventh Amendment***

Dear Claimant:

The purpose of this letter is to inform you about recent changes in the Fund Administrator's policies governing requests for "Second Reviews" under Section XV.M of the Seventh Amendment.

After consultation with Class Counsel, Members of the Seventh Amendment Liaison Committee and others, we have decided to reduce the fee charged where a Second Medical Review is requested for a Claim after the Class Member receives a Report on Initial Medical Review of the claim. The new reduced fee will be \$1,000.00 instead of the current charge of \$2,500.00. Therefore, in order to obtain a Second Medical Review under the terms of the Seventh Amendment, a Category One Class Member must make a timely request for a Second Review accompanied by a payment in the amount of \$1,000.00. Also, you should be aware that we will begin referring claims for Second Medical Reviews before all of the Initial Medical Reviews have been completed. However, until all Initial Medical Reviews are completed, we will limit the number of Second Medical Reviews to no more than 20% of the total number of claims referred for Medical Review per month.

To the extent that you have already received the form entitled "Request for Second Review" in connection with the Report on Initial Medical Review for a given claim, you may consider the form to be amended by this letter. In addition, if the time to make a request for a Second Medical Review has expired for any Category One Class Member as of February 15, 2006 and that Class Member wants to request a Second Medical Review on account of the fee reduction announced in this letter, such a request will be considered timely if made by March 15, 2006 so long as it is accompanied by payment of the \$1,000.00 fee.

Finally, we use this opportunity to announce that Class Counsel and the Seventh Amendment Liaison Committee are sponsoring a conference concerning the status of the Seventh Amendment claims process on March 2, 2006. Details concerning this conference are contained in the letter from Michael D. Fishbein which is enclosed.

If, after reading this letter, you have any questions, you may contact us by telephone at (800) 481-7947, in writing to the address on this letterhead, or by e-mail through the contact section of our website at [www.7thamendmentdietdrugs.com](http://www.7thamendmentdietdrugs.com).

Sincerely,

A handwritten signature in black ink that reads "Jeffrey Radtich" followed by a stylized flourish and the letters "JSP".

Fund Administrator

LEVIN, FISHBEIN, SEDRAN & BERMAN

*Counsellors at Law and Proctors in Admiralty*

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January 27, 2006

Dear Colleague,

We are aware that as the results of "Initial Reviews" of Category One Claims are disseminated by the Seventh Amendment's Fund Administrator there have been an increasing number of questions concerning the manner in which claims are referred for Medical Review, the nature of that review, the training afforded to Participating Physicians by the Medical Review Coordinating Committee ("MRCC"), the quality assurance measures adopted by the MRCC, the overall "pass rate" for Seventh Amendment Claims, and the like.

In order to address these questions, Class Counsel and the Seventh Amendment Liaison Committee are hosting a seminar on the status of the Seventh Amendment. **The Seminar will take place on Thursday, March 2, 2006, beginning at 9:30 AM at the Hyatt Regency Philadelphia at Penn's Landing, 201 South Columbus Blvd., Philadelphia, PA.** Representatives of the MRCC, the Fund Administrator, the Seventh Amendment Liaison Committee and Class Counsel will be on hand to make formal presentations and to answer your questions.

Participation in the seminar will be strictly limited to attorneys representing Category One Class Members and any pro se Category One Class Member who wants to attend. We will serve refreshments as well as lunch. There is no charge to attend the Seminar. However, in order to assure that we have enough food for all attendees, please contact Anne Marie Sweeney in my office to advise if you plan to attend **no later than February 24, 2006**. You may contact Ms. Sweeney by telephone or fax at the numbers listed above or via e-mail at [asweeney@lfsblaw.com](mailto:asweeney@lfsblaw.com).

We look forward to seeing you on March 2nd.

Very truly yours,

  
Michael D. Fishbein